

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

THOMAS K. HARMON,)	
)	
Plaintiff,)	8:03CV417
)	
v.)	
)	
UNITED HEALTHCARE)	ORDER
INSURANCE COMPANY,)	
)	
Defendant.)	
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This matter is before the court on the parties' joint Motion for Dismissal with prejudice (#26). The motion complies with the requirements of Fed. R. Civ. P. 41(a)(1)(ii). Being fully advised in the premises, the court finds that dismissal is appropriate.

IT IS ORDERED:

1. The MOTION FOR DISMISSAL (#26) is granted.
2. This case is dismissed with prejudice as to each and every claim.
3. Each party shall pay its own costs and attorneys' fees unless otherwise agreed by the parties.

DATED August 18, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**